

PATENT
New Attorney Docket No. 144009.00100
Old Attorney Docket No. 031672.0004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Wm.A. Knaus & R.D. Marks)
U.S. Appl. No.: 09/816,152) Group Art Unit: 3626
Filing Date: March 26, 2001) Examiner: Lena Najarian

Title: BROADBAND COMPUTER-BASED NETWORKED SYSTEMS
FOR CONTROL AND MANAGEMENT OF MEDICAL RECORDS

MAIL STOP - AMENDMENT

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

TERMINAL DISCLAIMER

Applicant, Patient Command, Inc., is the owner by assignment of one hundred percent interest (100%) in the instant application (the "152 Application") and also of U.S. Patent Application No. 09/822,261 (the "261 Application"), which was recorded with the United States Patent and Trademark Office at Reel/Frame 014912/0235 on January 21, 2004.

Applicant hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173. Applicant further agrees that any patent so granted on the instant application shall be enforceable only for and during such period that the 261 Application and the 152 Application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, applicant does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full

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statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173, of the 466 Patent in the event that it later: (i) expires for failure to pay a maintenance fee, (ii) is held unenforceable, (iii) is found invalid by a court of competent jurisdiction, (iv) is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, (v) has all claims canceled by a reexamination certificate, (vi) is reissued, or (vii) is in any manner terminated prior to the expiration of its full statutory term.

Please charge the requisite small entity, Terminal Disclaimer fee of \$65 to Deposit Account No. 50-1682, referencing Attorney Docket No. 144009.00100.

Respectfully submitted

POWELL GOLDSTEIN LLP

By:


James Remenick

Registration No. 36,902

Attorney of Record

Date: July 7, 2005

Customer No. 51362
Powell Goldstein LLP
901 New York Ave., Suite 300
Washington, DC 20001-4413
Telephone: (202) 347-0066
Facsimile: (202) 624-7222